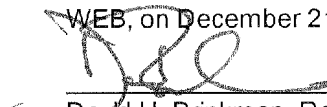


**CERTIFICATE OF ELECTRONIC  
TRANSMISSION**

I hereby certify that this correspondence for Application No. 10/021,602 is being electronically transmitted to Technology Center 1797, via EFS-WEB, on December 21, 2009.

 12/21/09  
\_\_\_\_\_  
David H. Brinkman, Reg. No. 40,532      Date

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Christopher L. Adrien et al.  
Serial No. : 10/021,602  
Filed : December 12, 2001  
Confirmation No. : 5540  
Group Art Unit : 1797  
Examiner : Handy, Dwayne K.  
Title : **COVER SLIP**  
Attorney Docket No. : ERIE-75

Cincinnati, Ohio 45202

December 21, 2009

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS (37 C.F.R. § 1.191)**

Applicants hereby appeal to the Board of Appeals from the last decision of the Examiner mailed June 22, 2009 finally rejecting claims 5 and 44-57.

The item(s) checked below are appropriate:

1. Status of Applicant

This application is on behalf of

☒ Other than a small entity  
☐ Small Entity

2. Fee for Filing Notice of Appeal

Pursuant to 37 C.F.R. § 1.17(b), the fee for filing the Notice of Appeal is:

  X   Other than a small entity \$540.00

       Small Entity \$270.00

Notice of Appeal Fee Due **\$540.00**

3. Extension of Term

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

  X   Applicants petition for an extension of time under 37 C.F.R. § 1.136 for the total number of months checked below:

	Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<u>      </u>	one month	\$ 130.00	\$ 65.00
<u>      </u>	two months	\$ 490.00	\$ 245.00
<u>  X  </u>	three months	\$ 1,110.00	\$ 555.00
<u>      </u>	four months	\$ 1,730.00	\$ 865.00

Extension of Time Fee Due **\$1,110.00**

  X   The Extension of Time fee as required by 37 C.F.R. § 1.17(c) is reflected on the Electronic Fee Sheet. If an additional extension of time is required, please consider this a petition therefor.

4. Payment

  X   Payment of all charges due for this filing is made on the attached Electronic Fee Sheet.

       Please charge Deposit Account No. 23-3000 in the sum of \$\_\_\_\_\_.

5. Fee Deficiency

  X   If any additional fee for appeal or extension is required, or if any overpayment is made, either charge or credit Deposit Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P

By 

David H. Brinkman, Reg. No. 40,532

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